



Council Meeting — Council Chambers  
October 5, 2016 — 7:30 pm  
Mayor Mark A. Cegelka presiding

The Mayor, Mark A Cegelka called the meeting to order at 7:30 p.m. and all present said the Pledge of Allegiance.

Present: Jeffrey Adie, Don Banas, Barbara DiBacco, Eric Johnson, Gurvis Smith, Larry Sylver

Others Present: Law Director Dave Matty, Engineer Mike Henry, Building Official Bob Rodic, Service Director Sam Scaffide, Finance Director John Veres, Clerk of Council Lori Pepera

Absent: Police Chief Michael Megyesi

#### APPROVAL OF MINUTES

The minutes of the Regular Council Meeting of September 21, 2016 were approved as presented. (DiBacco/Smith)

Roll Call: Yeas - Adie, Banas, DiBacco, Johnson, Smith, Sylver  
Nays — None

6 yeas — 0 nays  
Motion Carried

#### PAY ORDINANCE Ordinance No. 2016-10-33

The Pay Ordinance was approved as presented. (Adie/Sylver)

Roll Call: Yeas — Adie, Banas, DiBacco, Johnson, Smith, Sylver  
Nays — None

6 yeas — 0 nays  
Motion carried

#### CORRESPONDENCE & MAYOR'S REPORT:

The following were attached in the Mayor's packet:

- Attached is the Mayor's Court Report for the month of September 2016.
- Attached is a copy of the monthly Building Department activity for September 2016. The report gives details of all permit activity.
- Attached are reports showing active foreclosures, rental properties, and homes for sale for the month of September.
- Attached is a copy of a check in the amount of \$4,768.03 received from Republic Services for the month of August.

- Attached is a copy of a check in the amount of \$8,575.98 from the City of Cleveland for the Sanitary Sewer Fund for user sewer fees.
- Attached is an email from Tim Pickana showing our balance in the Glenwillow Scholarship Fund to be \$52,420.84.
- Attached is a copy of the report supplied by Chief *Megyesi*, reporting streetlight outages to Solon FirstEnergy Service Center; Date of Report October 3, 2016.
- Attached is a copy of the activity report from Chief Megyesi showing all police activity for the month of September.
- Attached is a copy of the activity report from Chief Megyesi showing all warning traffic tickets issued for the month of September.
- Attached is a memo from Chief Megyesi reporting that Officer Adam Nealon has completed his probationary period.
- Attached is the Service Department report for the month of September 2016 from Service Director Sam Scaffide.
- Attached is a report from Court Community Service reporting litter collection was performed on September 22, 2016 on Pettibone Rd., Richmond Rd., Austin Powder and Cochran. A total of 19 bags of litter were collected.
- The free curbside branch chipping service will take place Monday October 17<sup>th</sup>.
- Attached is the monthly report from Greenfields Environmental for the inspections of the DNP Recreation Complex and Avery Lake for September 2016.
- Attached is a copy of the legislative bulletin from the Ohio Municipal League dated September 29, 2016.
- Attached is an email from Executive Director Diane Bickett from the Solid Waste District notifying the Village that that we have been awarded a "mini grant" of \$500.00 as part of the District's county-wide recycling education program. The grant is to be used to produce a customizable retractable banner.
- Attached is a memo Lisa Barno forwarded from the Department of Utilities addressing concerns of the chemical Chromium-6 in the Cleveland water supply. The memo states; Cleveland's total Chromium level during the most recent testing was 10 PPB, which is considerably below the MCL for total Chromium. Testing is regularly done at all at all four water treatment plants as required by the US EPA.
- Attached is a list published in Crain's listing Northeast Ohio's wealthiest suburbs ranked by median household income. Glenwillow ranked 28<sup>th</sup>.
- Attached is the 2016 semi-annual statistical report for public health activities in Cuyahoga County from January through June. Also in the report there is a list of programs and services offered to citizens.

- Attached are two flyers that went out to the residents; the annual Food Drive will be taking place now through the holidays and the Santa Clause special delivery program will be taking place on Sunday December 18<sup>th</sup> starting at 12:00 pm.
- A reminder that Chief Schade has arranged with Sam's Club to administer flu shots to any Village employee at no cost. You can receive your shot at the Sam's Club Pharmacy any time during the month of October. The Pharmacy is open Monday thru Friday 9:00 a.m.-7:00 p.m. and Saturday 9:00a.m.-6:00 p.m. You need to let them know you are an employee of the Village of Glenwillow.
- Mayor Cegelka will be out of town November 10<sup>th</sup> until November 19<sup>th</sup>.

#### **FINANCE DIRECTOR JOHN VERES:**

John Veres reported the Appropriation Ordinance on the agenda this evening is due to the Capital Improvement Fund-transferring money in to accommodate short term borrowing for land acquisition. The Village has the opportunity to purchase the Berry Property on Richmond Road. John also reported some eligible costs being paid from the CoAx TIF is the clearing of the DLK property.

#### **LAW DIRECTOR DAVE MATTY:**

Dave Matty explained item # 2 on the agenda is the 6-month moratorium for all activities relative to the use or growing of medical marijuana in the Village until the rules and regulations are established by the state. Items # 7 & #9 are amending sections of the Administrative Code.

#### **ENGINEER MIKE HENRY:**

Engineer Mike Henry reported on 2 items on the agenda this evening;

OPWC authorization to apply for funds for the Cochran & Pettibone Roads intersection.

Phase IV of the Pergl Road Sewer Project which is located on Pettibone Road. There are 11 homes that do not have service at this time.

The County has the 2017 applications out for the Concrete and Asphalt Programs. The County pays for 50% of repairs to the County roads.

The four residents on Tinkers Valley with cross connections were sent notification letters regarding the right-of-way and a right-of-entry form to access their property.

#### **BUILDING OFFICIAL BOB RODIC:**

Building Official Bob Rodic reported the home on Richmond Road under construction should be able to be occupied by the first of the year. He has spoke with the owner regarding the landscaping plan. Bob gave him the proper information to bring the plan to the Planning Commission.

Inspections are almost finished for Outside Storage Permits. These expire at the end of the year and will require a Conditional Use Permit and a Public Hearing. Bob is setting these up for January, February and March of 2017.

There are ARB and Planning Commission meetings scheduled for Wednesday October 12, 2016. On the agenda for ARB is a Request for approval of a shed, a roof structure and the demolition of the 7 houses on

Pettibone. On the Planning Commission agenda is an application for a lake on Pergl and a request for a lot split on Pettibone.

Jeff Adie questioned if the owner of the new home being constructed on Richmond Road would be responsible for the landscaping, not the builder. Bob stated; the home owner will be responsible.

#### **SERVICE DIRECTOR SAM SCAFFIDE:**

Service Director Sam Scaffide reported the following items have been completed by the Service Department:

- The street light knocked down at the corner of Pettibone and Austin Powder while traffic was directed that way due to the detour will be replaced. FirstEnergy has located a match.
- The house on the hill has been cleaned due to the construction work that was completed this summer.
- The branch chipping program will take place on Monday October 17<sup>th</sup>.
- A new program for leaf collection will begin at the end of the month. This will take place with the Village of Oakwood's help.
- The new 2016 F550 dump truck is on the agenda this evening. Sam is asking for Council approval and to pass tonight.

#### **NEW BUSINESS:**

2016-10-46  Resolution	<p><b>A Resolution imposing a moratorium on the granting of building permits or certificates of occupancy for any building, structure, use or change of use that would enable the cultivation, processing, or retail sale of medical marijuana for a period not to exceed six months from the effective date of this resolution; and declaring an emergency.(Mayor &amp; Council)</b></p> <ul style="list-style-type: none"><li>• Motion to suspend 3 reading rule (Smith/Sylver) Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver Nays— None  6 yeas — 0 nays Motion carried</li><li>• Motion to approve (Sylver/Johnson) Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver Nays— None  6 yeas — 0 nays Resolution carried</li></ul>
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<p>2016-10-47</p> <p>Resolution</p>	<p><b>A Resolution authorizing the Mayor to apply to the Ohio Public Works Commission for a grant for the funding of capital improvement projects; and declaring an emergency.(Mayor &amp; Council)</b></p> <p>Motion to suspend 3 reading rule (Adie/Sylver)  Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver  Nays— None</p> <p>6 yeas — 0 nays  Motion carried</p> <p>Motion to approve (Banas/Johnson)  Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver  Nays— None</p> <p>6 yeas — 0 nays  Resolution carried</p>
<p>2016-10-48</p> <p>Resolution</p>	<p><b>A Resolution authorizing the Mayor to enter into a Purchase and Sale Agreement with Western Reserve Land Conservancy for the acquisition of permanent parcel number 991-03-006 located on Richmond Road; and declaring an emergency.</b></p> <ul style="list-style-type: none"> <li> <p>Motion to suspend 3 reading rule (Johnson/Sylver)  Roll Call: Yeas— Adie, DiBacco, Johnson, Smith, Sylver  Nays— None  Abstain-Banas</p> <p>5 yeas — 0 nays  Motion carried</p> </li> <li> <p>Motion to approve (DiBacco/Smith)  Roll Call: Yeas— Adie, DiBacco, Johnson, Smith, Sylver  Nays— None  Abstain-Banas</p> <p>5 yeas — 0 nays  Resolution carried</p> </li> </ul>

<p>2016-10-49</p> <p>Resolution</p>	<p><b>A Resolution authorizing the Mayor to enter into a lease with Huntington Public Capital Corporation for the lease of a F550 Regular Cab 4x4 Chassis with equipment for use by the Service Department; and declaring an emergency. (Mayor &amp; Council)</b></p> <ul style="list-style-type: none"> <li> <p>Motion to suspend 3 reading rule (Johnson/Sylver)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Motion carried</p> </li> <li> <p>Motion to approve (Adie/Banas)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Resolution carried</p> </li> </ul>
<p>2016-10-50</p> <p>Resolution</p>	<p><b>A Resolution authorizing the Mayor to enter into a lease with Huntington Public Capital Corporation for the lease of a F550 Regular Cab 4x4 Chassis with equipment for use by the Service Department; and declaring an emergency. (Mayor &amp; Council)</b></p> <ul style="list-style-type: none"> <li> <p>Motion to suspend 3 reading rule (Adie/Banas)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Motion carried</p> </li> <li> <p>Motion to approve (Sylver/Banas)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Resolution carried</p> </li> </ul>

<p>2016-10-34</p> <p>Ordinance</p>	<p><b>An Ordinance amending Section 139.05 of the Administrative Code to reflect the established and current practice of the Village for purposes of calculating overtime; and declaring an emergency. (Mayor &amp; Council)</b></p> <ul style="list-style-type: none"> <li> <p>Motion to suspend 3 reading rule (Adie/Banas)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Motion carried</p> </li> <li> <p>Motion to approve (Sylver/DiBacco)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Ordinance carried</p> </li> </ul>
<p>2016-10-35</p> <p>Ordinance</p>	<p><b>An Ordinance authorizing the Mayor to execute and deliver an application for certain Community Development Block Grant Funds from the Cuyahoga County Department of Development for project year 2017; and declaring an emergency. (Mayor &amp; Council)</b></p> <ul style="list-style-type: none"> <li> <p>Ordinance put on first reading</p> </li> </ul>

<p>2016-10-36</p> <p>Ordinance</p>	<p><b>An Ordinance amending Section 1147.02(l)(4) of the Planning and Zoning Code to provide the Village Engineer with the authority to review and approve proposed pond and lake plans; and declaring an emergency. (Mayor &amp; Council)</b></p> <ul style="list-style-type: none"> <li> <p>Motion to suspend 3 reading rule (Sylver/Johnson)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Motion carried</p> </li> <li> <p>Motion to approve (Sylver/Johnson)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Ordinance carried</p> </li> </ul>
<p>2016-10-37</p> <p>Ordinance</p>	<p><b>An Ordinance amending Ordinance No. 2016-07-25 and appropriating funds to provide for the expenditures of the Village of Glenwillow, Ohio for the fiscal year beginning January 1, 2016 and ending December 31, 2016; and declaring an emergency. (Mayor &amp; Council)</b></p> <ul style="list-style-type: none"> <li> <p>Motion to suspend 3 reading rule (Johnson/Banas)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Motion carried</p> </li> <li> <p>Motion to approve (Banas/Adie)</p> <p>Roll Call: Yeas— Adie, Banas, DiBacco, Johnson, Smith, Sylver</p> <p>Nays— None</p> <p>6 yeas – 0 nays</p> <p>Ordinance carried</p> </li> </ul>

John Veres reported that he met with two representatives from the County on September 16th. They agreed the County owes the Village more money for the Geis TIF. It works out to be approximately \$4,000 a year for 6 years. Going forward it will be approximately \$4,000 a year and when the CRA drops of in 2019 it will jump to \$16,000 a year.

Mayor Cegelka reported the DLK property was demolished. The property is being re-graded and seeding will be done.

Larry Sylver reported on the Recreation Committee meeting held this evening. Preliminary dates have been set for the summer concerts for 2017. Plans for the Village Christmas party are underway. Peggy Spraggins attended the meeting and discussed CBDG project ideas. One was a splash pad for the DNP Recreation Complex and the other was making the property on Pettibone Road, where the 7 homes that are going to be demolished are located, into a public park like area that could be used for different social events.

Mayor Cegelka asked Lori to set up a tour of the old Building Department for Council. It was discussed that anytime during the weekdays are fine to view the building. Council can call Lori and arrange for the building to be open.

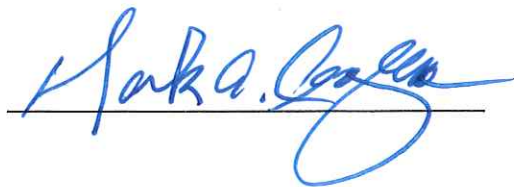
Larry Sylver thanked the Service Department for installing the No Parking sign in the culdesac on Pinecrest.

There is a Personnel and Wage Committee meeting scheduled for Wednesday October 19, 2016 at 6:30 pm.

There being no further business to come before Council, motion by Gurvis Smith, seconded by Jeff Adie to adjourn the meeting. Vote on the motion to adjourn was all yeas and no nays.

Mayor Mark A. Cegelka adjourned the meeting at 8:27 p.m.

Mark A. Cegelka - Mayor & President of Council



Lori Pepera, Clerk of Council

